

SAMPLE OF AFFIDAVIT FOR PROMISSORY NOTES / 16-66-811, 814, 815 & 607

AFFIDAVIT OF LOST NOTE

BEFORE ME, the undersigned authority, personally appeared _____, who after being duly sworn, under oath, deposes and says that the following statements are true and correct:

1. The United States of America is the owner and holder, as mortgagee, of that certain mortgage executed by _____, recorded in Official Records Book _____, Page _____, securing a Promissory Note in the original principal sum of \$_____ and encumbering the following described real property:

2. The Promissory Note was forfeited to the United States of America from the original holder thereof pursuant to a Final Order of Forfeiture in Case number _____ in the _____.

3. The original Promissory Note has been lost and has not been able to be located despite diligent search and inquiry.

4. The original holder of the Note has stated under oath that original holder of the Note did sell, transfer, assign, pledge, encumber, divest or alienate said holder's interest, as owner and holder of the Promissory Note and Mortgage hereinabove described.

5. The United States of America, as the owner and holder of said Promissory Note and Mortgage, has full authority, right and power to execute an Assignment of the Promissory Note and Mortgage.

6. The United States of America hereby indemnifies _____
and Old Republic National Title Insurance Company, against any loss or damage, including court
costs and attorneys' fees, which the indemnified parties might suffer in the event a third party
attempts to enforce the lien of the Mortgage based on ownership of the lost Promissory Note.

FURTHER AFFIANT SAYETH NOT.

United States of America

By: _____

STATE OF _____)
SS
COUNTY OF _____)

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me by
_____, who is personally known to me or who produced
_____ as identification on the _____ day of _____, 20__.

Notary Public

Printed name: _____